

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: MASSACHUSETTS DIET DRUG LITIGATION, CONSOLIDATED DOCKET
Andrus, et al. v. Idevus Pharmaceuticals, Inc.

) Civil Action No.:
04-10911-GAO

MARY ANDRUS, *et al.*,)
Plaintiff,) REMOVED FROM THE
v.) MIDDLESEX COUNTY
WYETH, INC.; WYETH PHARMACEUTICALS,) SUPERIOR COURT
INC.; WYETH-AYERST INTERNATIONAL, INC.;) CAUSE NO. 04-1771-Q
and INDEVUS PHARMACEUTICALS, INC. F/K/A)
INTERNEURON PHARMACEUTICALS, INC.)
Defendants.) Civil Action No.
04-11375-GAO

PLAINTIFF MARY MULLANEY'S MOTION TO REMAND,
And FOR SANCTIONS, PURSUANT TO F.R.Civ.P. RULE 11
And BRIEF IN SUPPORT THEREOF

NOTE TO CLERK:

THIS PLEADING REFERS ONLY TO PLAINTIFF MARY MULLANEY, CIVIL ACTION NO. 04-11375-GAO, BUT PER ORDER OF JUDGE O'TOOLE IS TO BE FILED IN THE ABOVE CAPTIONED MATTER.

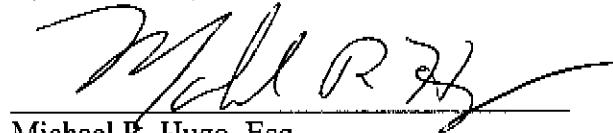
PLAINTIFF, Mary Mullaney, through her counsel, respectfully moves that This Honorable Court remand this action, back to Middlesex County Superior Court, and that it order the defendants to pay all costs attendant to this Motion, as a sanction for violation of F.R.Civ.P. Rule 11.

PLAINTIFFS' MOTION TO REMAND, FOR SANCTIONS, AND BRIEF IN SUPPORT THEREOF -

Grounds for this Motion are set forth with particularity in the Memorandum of Law, filed herewith.

Dated: July 22, 2004

Respectfully Submitted,
The Plaintiff,
By her attorneys:



Michael R. Hugo, Esq.
BBO # 243890
LOPEZ, HODES, RESTAINO, MILMAN & SKIKOS
95 Commercial Wharf
Boston, Massachusetts 02110
Tel. (617) 973-9777
e/m mhugo@lopez-hodes.com

PLAINTIFFS' MOTION TO REMAND, FOR SANCTIONS, AND BRIEF IN SUPPORT THEREOF -